

# SENATE BILL No. 15

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 12-28-4-7.

**Synopsis:** Location of group homes. Permits zoning restrictions that prevent a group home for developmentally disabled individuals or mentally ill individuals from being within 3,000 feet of another group home.

**Effective:** July 1, 2003.

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**Miller**

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January 7, 2003, read first time and referred to Committee on Governmental Affairs and Interstate Cooperation.

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Introduced

First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

## SENATE BILL No. 15

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 12-28-4-7 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 7. (a) A zoning  
3 ordinance (as defined in IC 36-7-1-22) may not exclude a residential  
4 facility for the mentally ill from a residential area solely because the  
5 residential facility is a business or because the individuals residing in  
6 the residential facility are not related. The residential facility may be  
7 required to meet all other zoning requirements, ordinances, and laws.  
8       (b) A zoning ordinance may exclude a residential facility for the  
9 mentally ill **or for the developmentally disabled** from a residential  
10 area if the residential facility will be located within three thousand  
11 (3,000) feet of another residential facility for the mentally ill **or the**  
12 **developmentally disabled**, as measured between lot lines.



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